

O I P E
MAY 25 2005
U.S. PATENT & TRADEMARK OFFICE
Express Mail No.: EV368016568US
Deposited On: May 25, 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/780,260

Confirmation No.: 3427

Applicant: Marvin A. Wallace

Filed: 02/17/2004

TC/AU: 3671

Examiner: R. W. Addie

Title: TRENCH FILLING DEVICE

Docket No.: 8328.001

Customer No.: 30589

**Mail Stop Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

**List of Sections Forming Part of This
Information Disclosure Statement**

The following sections are being submitted for this Information Disclosure Statement:

1. Preliminary Statements
2. Form PTO-1449 (Modified)
3. Statement as to Information Not Found in Patents or Publications
4. Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies Are Submitted or Need Be Submitted
5. Copies of Listed Information Items Accompanying this Statement

6. [X] Identification of Person(s) Making this Information Disclosure Statement

Section 1. Preliminary Statements

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

Section 2. Form PTO-1449 (Modified)

[X] A completed Form PTO-1449 (Modified) is attached hereto.

Section 3. Statement as to Information Not Found in Patents or Publications (Information Not Listed in Form PTO-1449)

Section 4. Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies Are Submitted or Need Be Submitted

This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No. _____, filed on _____ (date).

(complete the following, if applicable)

[] This application also relies, under 35 U.S.C. 120, on the earlier filing date of prior application Serial No. _____, filed on _____ (date).

The references identified in the Form 1449 attached hereto were submitted, and/or cited by, the Applicant in the prior application(s) and therefore, are not required to be provided in this application.

Section 5. Copies of Listed Information Items Accompanying this Statement

- [X] As this application is being filed after June 30, 2003, no copies of cited U.S. patents or patent application publications are submitted herewith.

Section 6. Identification of Person(s) Making this INFORMATION DISCLOSURE STATEMENT

The person making this statement is the attorney who signs below on the basis of the information:

- [] supplied by the inventor(s)
- [] supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)).
- [] in the attorney's file
- [X] provided in the International Search Report cited herein

Respectfully submitted,



Glen M. Burdick, Reg. No. 24,230
DUNLAP, CODDING & ROGERS, P.C.
P.O. Box 16370
Oklahoma City, Oklahoma 73113
Customer No.: 30589
Telephone: (405) 607-8600
Facsimile: (405) 607-8686
Attorney for Applicant

Express Mail: EV368016568US
 Date Deposited: May 25, 2005



Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Supplemental)

(use as many sheets as necessary)

Complete if Known	
Application Number	10/780,260
Filing Date	02/17/2004
First Named Inventor	Marvin A. Wallace
Group Art Unit	3671
Examiner Name	R.W. Addie
Attorney Docket Number	8328.001

U. S. PATENT DOCUMENTS

EXAM INIT.	Cite No. 1	U.S. PATENT NUMBER Number	Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM- DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	4056328		Maxey, L.R.	11/01/1977	

FOREIGN PATENT DOCUMENTS

EXAM INIT.	Cite No. 1	Foreign Patent Document Office 3 Number 4	Kind Code ⁵ (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM- DD-YYYY	Pages, Columns, Lines Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
	BA	DE 3631543 A1		Germany	03/24/1988		
	BB	EP 0 005 982 A2		Europe	05/29/1979		
	BC	GB 2 166 632A		United Kingdom	11/08/1984		

U.S. and Foreign: ¹Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard St.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard St. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

EXAM INIT.		PATENT DOCUMENTS
		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
Non Patent Documents: ¹ Unique citation designation number. ² Applicant is to place a check mark here if English language Translation is attached.		
Examiner Signature:		Date Considered:
EXAMINER: Initial if citation considered, whether or not citation is in conformance and not considered. Include copy of this form with next communication to applicant. **Place of Publication refers to name of publication in which the information was published.		

8328.001 Supplemental Form 1449.wpd